

PATENT

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : STUART G. OXFORD

GROUP NO.: 3764

SERIAL NO. : 09/772,029

EXAMINER: S. Crow

5

FILED : January 29, 2001

TITLE : AN ANKLE, LEG AND HIP EXERCISING DEVICE

TERMINAL DISCLAIMER

10

Commissioner for Patents  
Alexandria, VA 22313

Dear Sir:

15

I, Shane M. Niebergall, attorney of record, represent that applicant is the exclusive owner of the entire right, title and interest of, in and to U.S. Patent No. 6,238,325 issued May 29, 2001, and that as attorney of record for applicant, I am empowered to act on behalf of applicant.

20

The applicant hereby waives the terminal portion of the term of any patent granted on the above-identified application which would extend beyond the date of U.S. Patent No. 6,238,325, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that said patent is commonly owned with U.S. Patent No. 6,238,325, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

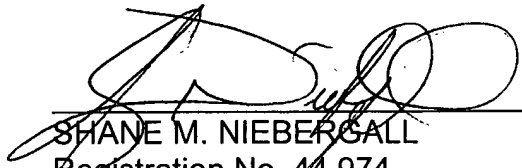
1 In making the above disclaimer, applicant does not disclaim the terminal part of  
any patent granted on the instant application that would extend to the expiration date of  
the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173, as presently  
shortened by any terminal disclaimer of the above-listed patent, in the event that it later  
5 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a  
court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed  
under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is  
reissued, or is otherwise terminated prior to the expiration of its full statutory term as  
presently shortened by any terminal disclaimer.

10 I hereby declare that all statements made herein of my own knowledge are true  
and that all statements made on information and belief are believed to be true; and  
further that these statements were made with the knowledge that willful false statements  
and the like so made are punishable by fine or imprisonment, or both, under Section  
15 1001 of Title 18 of the United States Code and that such willful false statements may  
jeopardize the validity of the application or any patent issued thereon.

A check is enclosed for filing a Terminal Disclaimer by a small entity in  
accordance with 37 C.F.R. 1.20(d). If an additional fee is required, the Commissioner is  
20 hereby authorized to charge any required fees to Deposit Account No. 502093.

25 The PTO did not receive the following  
listed item(s) check \$ 55

Respectfully submitted,



SHANE M. NIEBERGALL  
Registration No. 44,974  
THOMTE, MAZOUR & NIEBERGALL  
Attorneys of Record

Suite 1111, 2120 South 72nd Street  
Omaha, NE 68124  
(402) 392-2280

Dated: \_\_\_\_\_

9/8/04